

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

**E.I. du Pont de Nemours  
and Company,**

**Plaintiff,**

**C.A. No. 05-71-KAJ**

V.

**DAK Americas LLC and  
DAK Fibers LLC,**

**Defendants.**

## **PLAINTIFF'S MOTION TO REMAND**

Pursuant to 28 U.S.C. § 1447(c), plaintiff E.I. du Pont de Nemours and Company (“DuPont”) hereby moves this Honorable Court to remand the present action to the Superior Court of the State of Delaware in and for New Castle County. As fully set out in plaintiff’s accompanying memorandum in support of its motion to remand, this case was improperly removed because this Court lacks federal question jurisdiction. Accordingly, DuPont respectfully requests that the case be remanded.

Of Counsel:

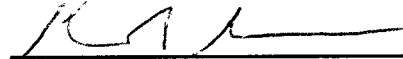
**CROWELL & MORING LLP**

Kent A. Gardiner  
Aimée D. Latimer  
Stephen Martin  
1001 Pennsylvania Avenue, N.W.  
Washington, D.C. 20004  
Telephone: (202) 624-2500

Dated: March 24, 2005

675424

**POTTER ANDERSON & CORROON LLP**



---


Kevin R. Shannon (No. 3137)  
(kshannon@potteranderson.com)  
David E. Moore (No. 3983)  
(dmoore@potteranderson.com)  
Hercules Plaza, Sixth Floor  
1313 N. Market St., P.O. Box 951  
Wilmington, DE 19899-0951  
(302) 984-6000

*Counsel for Plaintiff*  
*E. I. du Pont de Nemours and Company.*

CERTIFICATE OF SERVICE

I hereby certify that on this 24<sup>th</sup> day of March, 2005, I electronically filed and hand delivered the foregoing document with the Clerk of Court using CM/ECF which will send notification of such filing to the following:

William J. Wade, Esquire (#704)  
Matthew W. King, Esquire (#4566)  
Richards, Layton & Finger, P.A.  
One Rodney Square  
Wilmington, DE 19899

  
\_\_\_\_\_  
Kevin R. Shannon (#3137)